

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CIRBA INC. (d/b/a DENSIFY)
and CIRBA IP, INC.,

Plaintiffs,

v.

VMWARE, INC.,

Defendant.

C.A. No. 19-742-LPS

**DEFENDANT VMWARE'S MOTION TO STRIKE
NOTICES OF LODGING AND CORRECTED NOTICES OF LODGING**

Defendant VMware, Inc. hereby respectfully moves the Court for an order, substantially similar to the proposed form of order attached hereto, striking the Notices of Lodging (D.I. 691, D.I. 692) (Exs. A and B) and Corrected Notices of Lodging (D.I. 708, D.I. 709) (Exs. C and D).

The grounds for this motion are fully set forth in the accompanying opening letter brief, exhibits, and other submissions, filed concurrently with this motion.

Dated: May 1, 2020

YOUNG CONAWAY STARGATT &
TAYLOR, LLP

OF COUNSEL:

Arturo J. González
Michael A. Jacobs
Richard S. J. Hung
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, CA 94105
(415) 268-7000
agonzalez@mofo.com
mjacobs@mofo.com
rhung@mofo.com

Deanne E. Maynard
Brian R. Matsui
MORRISON & FOERSTER LLP
2000 Pennsylvania Avenue, NW Suite 6000
Washington, D.C. 20006
(202) 887-1500
dmaynard@mofo.com
bmatsui@mofo.com

Seth P. Waxman
Thomas G. Saunders
WILMER CUTLER PICKERING HALE
AND DORR LLP
1875 Pennsylvania Avenue, NW
Washington, DC 20006
(202) 663-6000
seth.waxman@wilmerhale.com
thomas.saunders@wilmerhale.com

William F. Lee
WILMER CUTLER PICKERING HALE
AND DORR LLP
60 State Street
Boston, MA 02109
(617) 526-6000
william.lee@wilmerhale.com

/s/ Anne Shea Gaza

Anne Shea Gaza (No. 4093)
Robert M. Vrana (No. 5666)
Samantha G. Wilson (No. 5816)
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6600
agaza@ycst.com
rvrana@ycst.com
swilson@ycst.com

Attorneys for VMware, Inc.

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LOCAL RULE 7.1.1 CERTIFICATION

In accordance with D. Del. LR 7.1.1, on April 20, 2020, counsel for VMware contacted counsel for Cirba in a reasonable effort to reach agreement regarding the matters set forth in this motion. A telephonic meet and confer was held on April 23, 2020, including Delaware counsel for both sides, but the parties were unable to reach agreement.

Dated: May 1, 2020

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Arturo J. González
Michael A. Jacobs
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MORRISON & FOERSTER LLP
425 Market Street
San Francisco, CA 94105
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mjacobs@mofo.com
rhung@mofo.com

Deanne E. Maynard
Brian R. Matsui
MORRISON & FOERSTER LLP
2000 Pennsylvania Avenue, NW Suite 6000
Washington, D.C. 20006
(202) 887-1500
dmaynard@mofo.com
bmatsui@mofo.com

Seth P. Waxman
Thomas G. Saunders
WILMER CUTLER PICKERING HALE
AND DORR LLP
1875 Pennsylvania Avenue, NW
Washington, DC 20006
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William F. Lee
WILMER CUTLER PICKERING HALE
AND DORR LLP
60 State Street
Boston, MA 02109
(617) 526-6000
william.lee@wilmerhale.com

/s/ Anne Shea Gaza

Anne Shea Gaza (No. 4093)
Robert M. Vrana (No. 5666)
Samantha G. Wilson (No. 5816)
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6600
agaza@ycst.com
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[PROPOSED] ORDER

At Wilmington, this ____ day of _____, 2020, upon consideration of Plaintiffs' Motion to Strike, IT IS HEREBY ORDERED THAT:

1. The Motion to Strike is GRANTED; and
2. The Notices of Lodging (D.I. 691, 692) and Corrected Notices of Lodging (D.I. 708, 709) are hereby STRICKEN from the Court's docket.

The Honorable Leonard P. Stark
Chief United States District Judge

26446758

CERTIFICATE OF SERVICE

I, Anne Shea Gaza, hereby certify that on May 1, 2020, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Kenneth L. Dorsney, Esquire
Morris James LLP
500 Delaware Avenue, Suite 1500
Wilmington, DE 19801
kdorsney@morrisjames.com

Attorney for Plaintiffs/Counter-Defendants

I further certify that on May 1, 2020, I caused the foregoing document to be served via electronic mail upon the above-listed counsel and on the following:

Courtland L. Reichman, Esquire
Shawna L. Ballard, Esquire
Jennifer Estremera, Esquire
Michael G. Flanigan, Esquire
Joachim B. Steinberg, Esquire
Kate Falkenstien, Esquire
Ariel C. Green, Esquire
Reichman Jorgensen LLP
100 Marine Parkway, Suite 300
Redwood Shores, CA 94065

Sarah O. Jorgensen, Esquire
Reichman Jorgensen LLP
1201 West Peachtree Street, Suite 2300
Atlanta, GA 30309

Christine E. Lehman, Esquire
Adam Adler, Esquire
Reichman Jorgensen LLP
818 Connecticut Ave., N.W., Suite 850
Washington, DC 20006

Jaime F. Cardenas-Navia, Esquire
Wesley Lanier White, Esquire
Khue V. Hoang, Esquire
Rahul Sarkar, Esquire
Reichman Jorgensen LLP
750 Third Avenue, Suite 2400
New York, NY 10017

RJ_densify@reichmanjorgensen.com

Gary J. Toman, Esquire
Weinberg Wheeler Hudgins Gunn & Dial
3344 Peachtree Road NE, Suite 2400
Atlanta, GA 30326
gtoman@wwhgd.com

Peter J. Ayers, Esquire
Law Office of Peter J. Ayers, PLLC
2200 Bowman Avenue
Austin, TX 78703
peter@ayersiplaw.com

Attorneys for Plaintiffs/Counter-Defendants

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YOUNG CONAWAY STARGATT &
TAYLOR, LLP

/s/ Anne Shea Gaza
Anne Shea Gaza (No. 4093)
Robert M. Vrana (No. 5666)
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